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4 BILL NO. G-73-05-07

5 GENERAL ORDINANCE NO. 12-12-73

6 AN ORDINANCE amending Section 13 of
7 Chapter 3 of the Municipal Code of Fort
8 Wayne by: (1) imposing a redemption
9 fee of ten dollars (\$10.00) in respect
10 to the first occasion upon which a dog
running at large has been impounded, and
(2) requiring shelter adequate to protect a female dog in heat from conception.

11 BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF
12 FORT WAYNE, INDIANA:

13 SECTION 1. Section 13 of Chapter 3 of the Municipal
14 Code of the City of Fort Wayne is hereby amended so as to read
15 in its revised entirety as follows:

16 "13. It shall be the duty of every humane officer
17 or assistant humane officer of the City of Fort Wayne to
apprehend and impound all dogs found running at large.
18 Any dog so impounded may, upon payment of the redemption
fee specified below, be redeemed by the owner within
19 seventy-two (72) hours after the impounding of such dog
by reclaiming such dog at the humane shelter; provided,
20 however, that the owner of such dog shall pay to the City
of Fort Wayne a redemption fee of ten dollars (\$10.00).

21 "Such fees shall be paid to the person in charge of
22 the humane shelter who shall accept such money on behalf
of the City and who shall issue a receipt for the same,
23 whereupon such dog shall be released to the owner there-
of; provided, however, that no dog shall be released
24 unless the owner shall also show a dog-tax receipt as
proof of ownership.

25 "All impounded dogs not released within seventy-two
26 (72) hours after being impounded may be placed in suitable
homes or destroyed in a humane manner by the Fort Wayne
27 Humane Commission. The person in charge of the humane
shelter shall keep an accurate record of all impounded
28 dogs which record shall show the time each dog is im-
pounded, the disposition made of each dog, and all appro-
29 priate information.

30 "Any person owning or harboring any female dog in
heat must provide shelter adequate to protect the animal
31 from conceiving. Any person who fails to provide such
shelter for a female dog in heat shall be guilty of a
32 misdemeanor and shall, upon conviction, be fined not less
than ten dollars (\$10.00) nor more than fifty dollars (\$50.00).
33 Each day during any portion of time in which a female dog
in heat is left unsheltered shall constitute a separate
34 offense.

35 "It shall be unlawful for any person to hinder, molest
or interfere with any humane officer or other official

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4 authorized to perform any duty described in this section."

5 SECTION 2. This Ordinance shall be in full force and
6 effect from and after its passage by the Common Council, approval
7 by the Mayor and legal publication.
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9 William T. Hinga
10 Councilman
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17 APPROVED AS TO FORM
18 AND LEGALITY.

19 Richard W. [Signature]
20 CITY ATTORNEY
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Read the first time in full and on motion by Hinga, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 197____, at _____ o'clock P.M., E.S.T.

Date: 5/8/73

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage.

Passed (~~Best~~) by the following vote:

	AYES <u>5</u>	NAYS <u>4</u>	ABSTAINED _____	ABSENT _____ to-wit:
BURNS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
HINGA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
KRAUS	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MOSES	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
NUCKOLS	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SCHMIDT, D.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SCHMIDT, V.	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
STIER	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TALARICO	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

DATE: 6/12/73

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (General) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (Resolution) No. 12-12-73 on the 12th day of June, 1973.

ATTEST: (SEAL)

Charles W. Westerman
CITY CLERK

Winifred C. Moore Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of June, 1973, at the hour of 10:00 o'clock A. M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 13th day of June, 1973, at the hour of 3:00 o'clock P. M., E.S.T.

Don A. Brown Jr.
MAYOR

Bill No. G-73-05-07

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance
Amending Section 13 of Chapter 3 of the Municipal Code of Fort

Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00)
in respect to the first occasion upon which a dog running at large
has been impounded, and (2) requiring shelter adequate to protect a
female dog in heat from conception.

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

William T. Hinga - Chairman

John Nuckols - Vice-Chairman

James S. Stier

Samuel J. Talarico

Paul M. Burns

William T. Hinga
John Nuckols
James S. Stier
Samuel J. Talarico
Paul M. Burns

Appropriation Ordinance No. A-10-73 has been voided.

Due to a mistake in the writing of the Legal Publication - this ordinance had to be reacted upon by Council for a correct publication of a Public Hearing.

A Special Meeting has been called upon on July 17, 1973. This ordinance was acted upon and reapproved by Council and Mayor.

The Original Ordinance is filed in the July 17, 1973 file and new No. is A-12-73.

Chapter 385, of the Acts of 1963 of the General Assembly of the State of Indiana (Burns' Ind. Stat., 1964 Replacement, Sec. 53-744), the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council of the City of Fort Wayne on November 26, 1963, is amended by deleting the following public alley in Fort Wayne, Allen County, Indiana, to-wit:

The seven (7) feet wide by 150 feet deep alleyway between lot number one (1) in the Allen Subdivision address 2068 Riedmiller Avenue and lot number one (1) in Michales Addition, address 2102 Riedmiller Avenue to the City of Fort Wayne, Allen County, Indiana. The alleyway is bordered on the East by Riedmiller Avenue and on the West by an alleyway that is bordered on the North by Taylor Street and on the south by Hale Avenue.

SECTION 2. After passage of this Ordinance, approval by the Mayor, and legal publication, a duly certified copy of this ordinance, of the recommendation of the Fort Wayne City Plan Commission, and of the action of the Mayor, shall be transmitted by the City Clerk to the Board of Public Works of the City of Fort Wayne, Indiana.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

John Nuckols
Councilman

Read the first time in full and on motion by Nuckols, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on Regulations.

Date: 6-12-73

Charles W. Westerman
City Clerk

BILL NO. A-73-05-30

APPROPRIATION ORDINANCE NO. A-10-73

AN ORDINANCE defining a Revenue Sharing Plan and appropriating funds from the unexpended and unappropriated balance of the Revenue Sharing Trust Fund.

WHEREAS, The City of Fort Wayne is the recipient of certain Federal money through the State and Local Fiscal Assistance Act of 1972, and

WHEREAS, this money has been set aside in a special Revenue Sharing Trust Fund, pursuant to said Act, and

WHEREAS, the City has diligently solicited recommendations from a broad base of citizens in order to determine the most appropriate use of this money, and

WHEREAS, there has been broad public debate through the News Media, town halls and before the Citizens Advisory Board in order to establish the "priority" needs of the community, and

WHEREAS, the City has taken all those recommendations into consideration in developing the Revenue Sharing Plan as required by said Act, and

WHEREAS, the City through its Chief Executive Officer has developed the following plan for the calendar years 1973 and 1974 in order to accommodate those requests:

<u>Project</u>	<u>Amount</u>
Street Lighting (Residential)-----	\$ 400,000
Lower Huntington Road (Widening, etc.)-----	187,000
Street Resurfacing-----	300,000
Curb & Sidewalk Repair-----	250,000
Neighborhood Package (Hoevelwood, Colony, Chestnut)-----	600,000
Waynedale-----	588,000
Westfield-----	200,000
Summer Youth Employment-----	150,000
Special Recreation-----	2,000
MIS-----	25,000
Washington Center Road (R/W acquisition)-----	100,000
Street Trees-----	25,000
LNL Project-----	125,000
Central Business District-----	200,000
Child Safety at Schools-----	25,000
MVH deficit-----	200,000
FHA Rehabilitation (demonstration project)-----	10,000
Police Garage-----	200,000
Neighborhood Participation-----	25,000
Barr Street-----	25,000
TOTAL	<u>\$3,637,000</u>

which plan is more fully described in the exhibits, attached hereto and made a part hereof, and

WHEREAS, approval must be given by the appropriating body of each municipal corporation for the use of such funds for the purposes specified.

NOW THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That there is hereby appropriated out of the unexpended and unappropriated balance of the Revenue Sharing Trust Fund--Entitlement Period January 1, 1972 to June 30, 1972; the sum of \$1,150,000 into:

PROJECT A --- STREET LIGHTING (RESIDENTIAL):
 Board of Public Works
 Acct. A2 Services Contractual \$400,000

PROJECT B --- STREET RESURFACING:
 Board of Public Works
 Acct. B2 Services Contractual \$300,000

PROJECT C --- CURB AND SIDEWALK REPAIRING:
 Board of Public Works
 Acct. C2 Services Contractual \$250,000

PROJECT D --- MVH STREET MAINTENANCE:
 Motor Vehicle Highway Department
 Acct. D4 Materials \$200,000

SECTION 2. That the unexpended and unappropriated balance of the Revenue Sharing Trust Fund -- Entitlement Period January 1, 1972 to June 30, 1972 of the City of Fort Wayne is hereby reduced in the amount of \$1,150,000.

SECTION 3. That there is hereby appropriated out of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1972 to December 31, 1972, the sum of \$987,000 into:

PROJECT E --- SUMMER YOUTH EMPLOYMENT:
 Board of Public Works - Human Resources
 Acct. E1 Services Personal \$143,000
 Acct. E2 Services Contractual 2,000
 Acct. E3 Supplies 1,000
 Acct. E4 Materials 4,000
\$150,000

PROJECT F --- SPECIAL RECREATION:
 Board of Public Works - Human Resources
 Acct. F2 Services Contractual \$ 1,500
 Acct. F3 Supplies 250
 Acct. F4 Materials 250
\$ 2,000

PROJECT G --- M.I.S.:
 Controller's Office
 Acct. G1 Services Personal \$ 18,600
 Acct. G2 Services Contractual 4,000
 Acct. G3 Supplies 900
 Acct. G7 Properties 1,500
\$ 25,000

PROJECT H --- CHILD SAFETY AT SCHOOLS:	
Board of Works	
Acct. H2 Services Contractual	<u>\$25,000</u>
PROJECT I --- NEIGHBORHOOD PARTICIPATION:	
Board of Public Works	
Acct. 11 Services Personal	\$ 22,800
Acct. 12 Services Contractual	1,500
	700
	500
	<u>\$ 25,000</u>
PROJECT J --- BARR STREET - PEDESTRIAN MALL:	
Board of Public Works	
Acct. J2 Services Contractual	\$ 15,000
Acct. J4 Materials	10,000
	<u>\$ 25,000</u>
PROJECT K --- REHABILITATION HOUSING:	
Board of Public Works	
Acct. K7 Properties	<u>\$ 10,000</u>
PROJECT L --- POLICE GARAGE:	
Board of Public Works	
Acct. L2 Services Contractual	<u>\$200,000</u>
PROJECT M --- WESTFIELD VILLAGE IMPROVEMENT:	
Board of Public Works	
Acct. M2 Services Contractual	<u>\$200,000</u>
PROJECT N --- CENTRAL BUSINESS DISTRICT:	
Board of Public Works	
Acct. N4 Materials	\$ 50,000
Acct. N7 Properties	150,000
	<u>\$200,000</u>
Project O --- LINCOLN LIFE PROJECT:	
Board of Public Works	
Acct. 02 Services	<u>\$125,000</u>

SECTION 4. That the unexpended and unappropriated balance of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1972 to December 31, 1972 of the City of Fort Wayne is hereby reduced in the amount of \$987,000.

SECTION 5. That there is hereby appropriated out of Revenue Sharing Trust Fund -- Entitlement Period January 1, 1973 to June 30, 1973, the sum of \$1,100,000 into:

PROJECT P --- STREET TREES:	
Board of Public Works	
Acct. P4 Materials	<u>\$ 25,000</u>
PROJECT Q --- WAYNE DALE IMPROVEMENT:	
Board of Public Works	
Acct. Q2 Services Contractual	<u>\$588,000</u>
PROJECT R --- LOWER HUNTINGTON ROAD:	
Board of Public Works	
Acct. R1 Services Personal	\$ 25,000
Acct. R2 Services Contractual	162,000
	<u>\$187,000</u>
PROJECT S --- WASHINGTON CENTER ROAD:	
Board of Public Works	
Acct. S1 Services Personal	\$ 5,000
Acct. S7 Properties	95,000
	<u></u>
PROJECT T1 -- NEIGHBORHOOD IMPROVEMENTS:	
(Hoevelwood, Colony, Chestnut)	
Board of Public Works	
Acct. T2 Services Contractual	<u>\$200,000</u>

SECTION 6. That the unexpended and unappropriated balance of the Revenue Sharing Trust Fund -- Entitlement Period January 1, 1973, to June 30, 1973 of the City of Fort Wayne is hereby reduced in the amount of \$1,100,000.

SECTION 7. That there is hereby appropriated out of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1973 to June 30, 1974 the sum of \$400,000 into:

PROJECT T2 -- NEIGHBORHOOD IMPROVEMENTS:	
(Hoevelwood, Colony, Chestnut)	
Board of Public Works	
Acct. T2 Services Contractual	<u>\$400,000</u>

SECTION 8. That the unexpended and unappropriated balance of the Revenue Sharing Trust Fund -- Entitlement Period July 1, 1973 to June 30, 1974 of the City of Fort Wayne is hereby reduced in the amount of \$400,000.

SECTION 9. That the unexpended and unappropriated balance for each of the Entitlement Periods is understood to remain in the Revenue Sharing Trust Fund and shall not be diminished or encumbered in any way except by a specific appropriation action by this Council.

SECTION 10. That the City Controller is hereby directed to provide every member of this Council with a copy of his reports to the Secretary of the Treasury as provided in the State and Local Fiscal Assistance Act of 1972.

SECTION 11. That the Mayor of the City of Fort Wayne is hereby requested and charged to personally review and insure that each and every encumbrance and expenditure of this money is in compliance with the intent of this Council as specifically outlined in Sections 1 thru 9 of this Ordinance.

SECTION 12. This Ordinance shall be in full force and effect from and after its passage, approval by the Mayor and legal publication thereof.

William T. Hinga
Councilman

Read the third time in full and on motion by Hinga, seconded by Talarico, and duly adopted, placed on its passage. PASSED by the following vote:

Ayes: Nine
Burns, Hinga, Kraus, Moses, Nuckols, D. Schmidt, V. Schmidt, Stier,
Talarico
Nays: None

Date: June 12, 1973

Charles W. Westerman
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as Appropriation Ordinance No. A-10-73 on the 12th day of June, 1973.

ATTEST: (SEAL)

Charles W. Westerman
City Clerk

Winfield C. Moses, Jr.
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day June, 1973, at the hour of 10:00 o'clock A.M., E.S.T.

Charles W. Westerman
City Clerk

Approved and signed by me this 13th day of June, 1973, at the hour of 3:00 o'clock P.M., E.S.T.

Ivan A. Lebamoff
Mayor

BILL NO. A-73-05-30

REPORT OF THE COMMITTEE ON FINANCE

We, your Committee on Finance to whom was referred an Ordinance defining a Revenue Sharing Plan and appropriating funds from the unexpended and unappropriated balance of the Revenue Sharing Trust Fund have had said Ordinance under consideration and beg leave to report back to the Common Council said Ordinance DO PASS.

Made a matter of record 6-12-73
Charles W. Westerman
City Clerk

William T. Hinga
John Nuckols
Samuel J. Talarico
Paul M. Burns

April 6, 1973

WILLIAM ALFRED KERN
ATTORNEY AT LAW
2122 FORT WAYNE NATIONAL BANK BUILDING
FORT WAYNE, INDIANA 46802
TELEPHONE 743-7311
AREA CODE 219

RECEIVED

APR 6 1973

OFFICE OF THE MAYOR

April 5, 1973,

Mayor Ivan A. Lebamore
9th Floor City-County Building
One Main Street
Fort Wayne, Indiana

RE: Proposed amendments to Municipal Code in
respect to stray dogs, and female dogs in heat.

Dear Ivan:

Some months ago, I talked with you by telephone in regard to certain proposed revisions in the portion of the Municipal Code dealing with running and stray dogs. As you may recall, I indicated that Captain Koch had urged the Humane Commission to recommend certain changes in the code and I am now informed that it has done so. The result is enclosed.

The amendment proposed achieves the objectives stated in the headnote and, incidentally, simplifies the procedures for payment of a redemption fee.

The first revision would establish a redemption fee with respect to the first impoundment of any loose dog. Under present law, every dog is entitled to one free caper. The revision would cover the approximate cost to the city of capturing and impounding an average dog.

The second revision would require protection for female dogs in heat and, would tend to reduce the incidence of unintended conceptions.

This bill would cost the city nothing and would, in fact, reimburse it for the expenses of picking up loose dogs. Also, it would reduce the expense of caring for (and mostly disposing of) unwanted puppies.

Very truly yours,

Bill
William Alfred Kern

WAK/ljh

enclosure

GENERAL ORDINANCE NO. _____

AN ORDINANCE amending Section 13 of Chapter 3 of the Municipal Code of Fort Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) requiring shelter adequate to protect a female dog in heat from conception.

SECTION 1. Section 13 of Chapter 3 of the Municipal Code of the City of Fort Wayne is hereby amended so as to read in its revised entirety as follows:

"13. It shall be the duty of every humane officer or assistant humane officer of the City of Fort Wayne to apprehend and impound all dogs found running at large. Any dog so impounded may, upon payment of the redemption fee specified below, be redeemed by the owner within seventy-two (72) hours after the impounding of such dog by reclaiming such dog at the humane shelter; provided, however, that the owner of such dog shall pay to the City of Fort Wayne a redemption fee of ten dollars (\$10.00).

"Such fees shall be paid to the person in charge of the humane shelter who shall accept such money on behalf of the City and who shall issue a receipt for the same, whereupon such dog shall be released to the owner thereof; provided, however, that no dog shall be released unless the owner shall also show a dog-tax receipt as proof of ownership.

"All impounded dogs not released within seventy-two (72) hours after being impounded may be placed in suitable homes or destroyed in a humane manner by the Fort Wayne Humane Commission. The person in charge of the humane shelter shall keep an accurate record of all impounded dogs which record shall show the time each dog is impounded, the disposition made of each dog, and all appropriate information.

"Any person owning or harboring any female dog in heat must provide shelter adequate to protect the animal from conceiving.

Any person who fails to provide such shelter for a femal dog in heat shall be guilty of a misdemeanor and shall, upon conviction, be fined not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00). Each day during any portion of time in which a female dog in heat is left unsheltered shall constitute a separate offense.

"It shall be unlawful for any person to hinder, molest or interfere with any humane officer or toehr official authorized to perform any duty described in this section."

SECTION 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and legal publication.

City Clerk Memorandum

CHARLES W. WESTERMAN, Clerk

To Waldermar Carl Koch - Humane Shelter Date May 24, 1973

From Charles W. Westerman - City Clerk

Subject Appearance before Common Council Committee Session - June 5, 1973

COPIES TO:

RE: BILL NO. G-73-05-07

AN ORDINANCE amending Section 13 of Chapter 3 of the Municipal Code of Fort Wayne by:
(1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) requiring shelter adequate to protect a female dog in heat from conception.

Your appearance is requested on June 5, 1973, at 7:30 o'clock P.M., Room 124, by the members of the Common Council and William Hinga, Chairman of the Standing Committee of Finance, in regard to Bill No. G-73-05-07.

It is also requested that you bring along any materials or information that you may have which will help the Council in its decision regarding the above bill.

Sincerely yours,

Charles W. Westerman
City Clerk

Admn. Appr. ☒

DIGEST SHEET

~~Finance~~ *Finance*
1-73-05-07

TITLE OF ORDINANCE An ordinance amending Section 13 of Chapter 3 of the
Municipal Code of the City of Fort Wayne.

DEPARTMENT REQUESTING ORDINANCE _____

SYNOPSIS OF ORDINANCE (1) Imposing a redemption fee of ten dollars

in respect to the first occasion upon which a dog running at large has
been impounded, and (2) requiring shelter adequate to protect a female dog
in heat from conception.

EFFECT OF PASSAGE Keeping dogs off the streets.

EFFECT OF NON-PASSAGE An increase of dogs running loose on the City
Streets.

MONEY INVOLVED (Direct Costs, Expenditures, Savings) _____

ASSIGNED TO COMMITTEE (J.N.) *Finance W City*

ORDINANCE CHECK-OFF SHEET

INFORMATION REGARDING ORDINANCE

CONTENTS OF ORDINANCE

BILL NO.	<i>B-73-05-07</i>
ORDINANCE NO.	<i>B-12-73</i>
<input checked="" type="checkbox"/> REGULAR SESSION	<i>5-8-73</i>
SPECIAL SESSION	
APPROVED AS TO FORM AND LEGALITY	<i>Keller</i>
BILL WRITTEN BY	
DATE INTRODUCED	<i>5-8-73</i>
REFERRED TO SAID STANDING COMMITTEE	<i>Finance</i>
REFERRED TO CITY PLAN	
LEGAL PUBLIC HEARING	
LEGAL PUBLICATION	
JOINT HEARING	
DEPARTMENT HEARING	
HOLD FILE	
<input checked="" type="checkbox"/> PASS	<i>6-12-73</i>
DO NOT PASS	
WITHDRAWN	
SUSPENSION OF RULES	
PRIOR APPROVAL	
ORDINANCE TAKEN OUT OF OFFICE	
OTHER INSTRUCTIONS REGARDING ORDINANCE	
CORRECTIONS MADE TO ORDINANCE	
PEOPLE SPEAKING FOR ORDINANCE	
PEOPLE SPEAKING AGAINST ORDINANCE	

<input checked="" type="checkbox"/>	COMMITTEE SHEET
<input checked="" type="checkbox"/>	VOTE SHEET
	PURCHASE ORDERS
	BIDS
	ORDERS, BIDS OR OTHER PAPERS TAKEN OUT AND BY WHOM
	LETTER REQUESTING ORDINANCE DRAWN UP BY CITY ATTORNEY
	<i>To Mayor from W. Kern</i> COMMUNICATIONS <i>FROM Copy of Bureau doc</i>
	ZONING MAPS
	ABSTRACTS
	TITLES
	PRIOR APPROVAL LETTER

Deputy Clerk

COUNCILMAN'S VOTE

3 4

	AYES	NAYS	ABSENT
BURNS	<input checked="" type="checkbox"/>		
HINGA	<input checked="" type="checkbox"/>		
KRAUS		<input checked="" type="checkbox"/>	
MOSES		<input checked="" type="checkbox"/>	
NUCKOLS	<input checked="" type="checkbox"/>		
D. SCHMIDT	<input checked="" type="checkbox"/>		
V. SCHMIDT	<input checked="" type="checkbox"/>		
STIER		<input checked="" type="checkbox"/>	
TALARICO		<input checked="" type="checkbox"/>	

COMMENTS:

Captain Hook
to appear June 5th



CITY OF FORT WAYNE
CITY-COUNTY BUILDING
ONE EAST MAIN STREET
FORT WAYNE, INDIANA 46802

CHARLES W. WESTERMAN
CITY CLERK

June 14, 1973

Miss Helen Libbing
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, Indiana 46802

Dear Miss Libbing:

Please give the attached full coverage on the dates of June 16 and June 23, 1973, in both the News Sentinel and Journal Gazette.


RE: Legal Notice for Common Council of Fort Wayne, Indiana, An Ordinance amending the City of Fort Wayne Zoning Map No. EE8, DD8, EE6, DD6. Bill No. Z-73-01-02 - Zoning Map Ordinance No. Z-09-73

Legal Notice for Common Council of Fort Wayne, Indiana, An Ordinance amending General Ordinance G-97 by authorizing the vacation of an alley located between Rockhill Street on the West and Union Street on the East. Bill No. G-73-05-23 - General Ord. No. 13-73

Legal Notice for Common Council of Fort Wayne, Indiana, An Ordinance amending Section 13 of Chapter 3 of the Municipal Code of Fort Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) requiring shelter adequate to protect a female dog in heat from conception. Bill No. G-73-05-07 - General Ord. No. G-12-73.

Please send us five (5) copies of the Publisher's Affidavit.

Sincerely,


Charles W. Westerman
City Clerk

CWW/ne
ENCL: 3

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 26, 1973

Title CLERK

Legal Notice

Notice is hereby given that on the 12th day of June, 1973, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-73-65-07 G-12-73 General Ordinance, to-wit:

BILL NO. G-73-65-07
AN ORDINANCE amending Section 13 of Chapter 3 of the Municipal Code of Fort Wayne by: (1) imposing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) re-require the owner to protect a female dog in heat from conception.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1, Section 13 of Chapter 3 of the Municipal Code of the City of Fort Wayne is hereby amended so as to read in its revised entirety as follows:

"13. It shall be the duty of every humane officer or assistant humane officer of the City of Fort Wayne to apprehend and impound all dogs found running at large. Any dog so impounded may, upon payment of the redemption fee specified below, be redeemed by the owner within seventy-two (72) hours after the impounding of such dog by reclaiming such dog of the humane shelter; provided, however, that the owner of such dog shall pay to the City of Fort Wayne a redemption fee of ten dollars (\$10.00).

"Such fees shall be paid to the person in charge of the humane shelter who shall accept such money on behalf of the City and who shall issue a receipt for the same, whereupon such dog shall be released to the owner thereof; provided, however, that no dog shall be released unless the owner shall also show a dog-tax receipt as proof of ownership.

"All impounded dogs not released within seventy-two (72) hours after being impounded may be placed in suitable homes or destroyed in a humane manner by the Fort Wayne Humane Commission. The person in charge of the humane shelter shall keep an accurate record of all impounded dogs which record shall show the time each dog is impounded, the dis-

Legal Notice

position made of each dog, and all appropriate information.

"Any person owning or harboring any female dog in heat must provide shelter adequate to protect the animal from conception. Any person who fails to provide such shelter for a female dog in heat shall, upon conviction, be fined not less than fifty dollars (\$50.00) nor more than fifty dollars (\$50.00). Each day during an period of time in which a female dog in heat is left unsheltered shall constitute a separate offense.

It shall be unlawful for any person to hinder, molest or interfere with any humane officer or other official authorized to perform any duty described in this section.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council, as approved by the Mayor and legal publication.

WILLIAM T. HINGA,

Read the third time in full and on motion adopted, placed on its passage, PASSED by the following vote:

Ayes: Five
 Burns, Hinga, Nuckols, O. Schmidt, V. Schmidt
 Nays: Four
 Kraus, Moses, Siler, Talarico
 Date: 6-12-73

CHARLES W. WESTERMAN,

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-12-73 on the 12th day of June, 1973.

ATTEST: (SEAL)

CHARLES W. WESTERMAN,

WINFIELD C. MOSES, JR.,
 City Clerk

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 12th day of June, 1973, at the hour of 10:00 o'clock A.M., EST.

CHARLES W. WESTERMAN,

Approved and signed by me this 12th day of June, 1973, at the hour of 3:00 o'clock P.M., EST.

IVAN A. LEBANOFF,

I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a true, full and complete copy of a General Ordinance No. G-12-73 Bill No. G-73-65-07 passed by the Common Council on the 12th day of June, 1973, and that said Ordinance was on the 12th day of June, 1973, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 12th day of June, 1973.

CHARLES W. WESTERMAN,
 City Clerk

6-16-23

ER'S AFFIDAVIT

ty } as:

sworn before me, a notary public in and for said county and state, the
LARRY E. GERKEN who, being duly sworn, says
 CLERK of the

JOURNAL-GAZETTE

newspaper of general circulation printed and published
 language in the city of **FORT WAYNE, INDIANA**
 ity aforesaid, and that the printed matter attached hereto is a true copy,
 published in said paper for 2 time S, the dates of publication being

June 16, 1973

June 23, 1973

sworn to before me this 26th day of June, 1973

Notary Public

expires October 25, 1974

To JOURNAL-GAZETTE Dr.

FORT WAYNE, INDIANA

LINE COUNT

Head	number of lines
1	1
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Tail number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

127 lines, columns wide equals equivalent lines at 288¢
cents per line

Additional charge for notices containing rule or tabular work (50 per cent of above amount)

Charge for extra proofs of publication (50 cents for each proof in excess of two)

TOTAL AMOUNT OF CLAIM

DATA FOR COMPUTING COST

Width of single column 11 ems

Size of type..... $5\frac{1}{2}$point

Number of insertions.....2.....

Size of quad upon which type is cast... $5\frac{1}{8}$

Pursuant to the provision and penalties of Ch. 89, Acts 1967.

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 26, 19 73

Title CLERK

ER'S AFFIDAVIT

ana
County } 85:

...ally appeared before me, a notary public in and for said county and state, the
 signed LARRY E. GERKEN who, being duly sworn, says
 that he is CLERK of the

JOURNAL-GAZETTE

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

June 16, 1972

June 23, 1973

Subscribed and sworn to before me this 26th day of June, 1973

Notary Public

My commission expires October 25, 1975

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 26, 19 73

Title Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana } ss:
Allen County }

Personally appeared before me, a notary public in and for said county and state, the undersigned A. M. Hostman who, being duly sworn, says that She is Clerk of the NEWS-SENTINEL

a DAILY newspaper of general circulation printed and published in the English language in the city of FORT WAYNE, INDIANA in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 2 time s, the dates of publication being as follows:

June 16, 1973

June 23, 1973

Subscribed and sworn to before me this 26th day of June 19 73

Notary Public

My commission expires October 25, 1975

Notice is hereby given that on the 12th day of June, 1973, the Common Council of the City of Fort Wayne, Indiana, in a Regular Session did pass the following Bill No. G-73-65-07 General Ordinance, to-

BILL NO. G-73-65-07
GENERAL ORDINANCE NO. G-12-73
AN ORDINANCE amending Section 13 of Chapter 3 of the Municipal Code of the City of Fort Wayne by: (1) increasing a redemption fee of ten dollars (\$10.00) in respect to the first occasion upon which a dog running at large has been impounded, and (2) requiring shelter adequate to protect a female dog in heat from conception.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. Section 13 of Chapter 3 of the Municipal Code of the City of Fort Wayne is hereby amended so as to read in its revised entirety as follows:

"13. It shall be the duty of every humane officer or assistant humane officer of the City of Fort Wayne to apprehend and impound all dogs found running at large. Any dog so impounded may, upon payment of the redemption fee specified below, be redeemed by the owner within seventy-two (72) hours after the impounding of such dog by returning said dog of the humane shelter; provided, however, that the owner of such dog shall pay to the City of Fort Wayne a redemption fee of ten dollars (\$10.00).

"Such fees shall be paid to the person in charge of the humane shelter who shall accept such money on behalf of the City and who shall issue a receipt for the same, whereupon such dog shall be released to the owner thereof; provided, however, that no dog shall be released unless the owner shall also show a dog-tax receipt as proof of ownership.

"All impounded dogs not released within seventy-two (72) hours after being impounded may be placed in suitable homes or destroyed in a humane manner by the Fort Wayne Humane Commission. The person in charge of the humane shelter shall keep an accurate record of all impounded dogs which record shall show the time each dog is impounded, the disposition made of each dog, and all appropriate information.

"Any person owning or harboring any female dog in heat must provide shelter adequate to protect the animal from conceiving. Any person who fails to provide such shelter for a female dog in heat shall, upon conviction, be fined not less than ten dollars (\$10.00) nor more than fifty dollars (\$50.00). Each day during a portion of time in which a female dog in heat is left unsheltered shall constitute a separate offense.

"It shall be unlawful for any person to hinder, molest or interfere with any humane officer or other official authorized to perform any duty described in this section.

SECTION 2. This Ordinance shall be in full force and effect from and after its passage by the Common Council, approval by the Mayor and legal publication.

WILLIAM T. HINGA,

Councilman
Read the third time in full and on motion by Hinga seconded by Talarico, and duly adopted, placed on its passage.

PASSED by the following vote:
Ayes: Five
Burns, Hinga, Nuckols, D. Schmidt, V. Schmidt

Nays: Four
Kraus, Moses, Stier, Talarico
Date: 6-12-73

CHARLES W. WESTERMAN,

City Clerk
Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as General Ordinance No. G-12-73 on the 12th day of June, 1973.

ATTEST: (SEAL)

CHARLES W. WESTERMAN,

City Clerk

WINFIELD C. MOSES, JR.,

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 13th day of June, 1973, at the hour of 10:00 o'clock A.M., EST.

CHARLES W. WESTERMAN,

City Clerk
Approved and signed by me this 13th day of June, 1973, at the hour of 3:00 o'clock P.M., EST.

IVAN A. LEBAMOFF,

Mayor
I, Charles W. Westerman, Clerk of the City of Fort Wayne, Indiana, do hereby certify that the above and foregoing is a full, true and complete copy of General Ordinance No. G-12-73 Bill No. G-73-65-07 passed by the Common Council on the 12th day of June, 1973, and that said Ordinance was read the third time in full and on motion by Hinga seconded by Talarico, and duly adopted, placed on its passage, and now remains on file and on record in my office.

WITNESS my hand, and the official seal of the City of Fort Wayne, Indiana, this 13th day of June, 1973.

CHARLES W. WESTERMAN,

City Clerk

Common Council-City of Ft. Wayne
(Governmental Unit)

To.....NEWS-SENT INEL.....Dr.

Allen.....County, Ind.

FORT WAYNE, INDIANA

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of the type in which the body of the advertisement is set) — number of equivalent lines	_____
Head number of lines	_____
Body number of lines	125
Tail number of lines	2
Total number of lines in notice	127

COMPUTATION OF CHARGES

127 lines.....columns wide equals.....equivalent lines at.....288¢ cents per line	\$ 36.58
Additional charge for notices containing rule or tabular work (50 per cent of above amount)	_____
Charge for extra proofs of publication (50 cents for each proof in excess of two) (3)	1.50
TOTAL AMOUNT OF CLAIM	\$ 38.08

DATA FOR COMPUTING COST

Width of single column 11 ems	Size of type.....5½ point
Number of insertions.....2	Size of quad upon which type is cast.....5½

Pursuant to the provision and penalties of Ch. 89, Acts 1967,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date June 26, 1973

Title Clerk

on the 12th day of June, 1973.
ATTEST: (SEAL)
CHARLES W. WESTERMAN,
City Clerk
WINFIELD C. MOSES, JR.,
Presiding Officer
Presented by me to the Mayor of the
City of Fort Wayne, Indiana, on the 13th
day of June, 1973, at the hour of 10:00
o'clock A.M., EST.
CHARLES W. WESTERMAN,
City Clerk
Approved and signed by me this 13th
day of June, 1973, at the hour of 3:00
o'clock P.M., EST.
IVAN A. LEBAMOFF,
Mayor
I, Charles W. Westerman, Clerk of the
City of Fort Wayne, Indiana, do hereby
certify that the above and foregoing is a
true and complete copy of General
Ordinance No. G-1203 Bill No. G-73-65-07
passed by the Common Council on the
12th day of June, 1973, and that said Ord.
the Mayor on the 13th day of June, 1973,
and now remains on file and on record in
my office.
WITNESS my hand, and the official
seal of the City of Fort Wayne, Indiana,
this 13th day of June, 1973.
CHARLES W. WESTERMAN,
City Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana }
Allen County } ss:
Personally appeared before me, a notary public in and for said county and state, the
undersigned A. M. Hostman who, being duly sworn, says
that She is Clerk of the
NEWS-SENT INEL
a DAILY newspaper of general circulation printed and published
in the English language in the city of FORT WAYNE, INDIANA
in state and county aforesaid, and that the printed matter attached hereto is a true copy,
which was duly published in said paper for 2 time s., the dates of publication being
as follows:
June 16, 1973
June 23, 1973
Subscribed and sworn to before me this 26th day of June 1973
Notary Public
My commission expires October 25, 1975

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Kroger officials said the expense
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The Kroger store will increase
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